1 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE 8 KIMBERLY DOWLING, 9 Plaintiff, Case No.: C17-1914 RSM 10 STIPULATION AND ORDER VS. 11 OF DISMISSAL OF ALL FRITO-LAY, INC., a Delaware corporation, **CLAIMS WITH PREJUDICE** 12 PEPSICO, INC., a North Carolina corporation, JEFF MCCONNELL, an individual, TONY 13 PLESKACZEWSKI, an individual, DWAYNE ESTES, an individual, and ROLLING FRITO-LAY 14 SALES, LP, a Texas limited partnership; 15 Defendants. 16 **STIPULATION** 17 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Kimberly 18 19 Dowling and Defendants Frito-Lay, Inc., PepsiCo, Inc., Jeff McConnell, Tony Pleskaczewski, 20 Dwayne Estes, and Rolling Frito-Lay Sales, LP (collectively, "Defendants") that all of Plaintiff's 21 claims against Defendants should be dismissed with prejudice and without assessment by the 22 court of costs or attorneys' fees to any party. 23 // 24 // 25 26 Presented by:

STIPULATION AND ORDER OF DISMISSAL OF ALL CLAIMS WITH PREJUDICE - 1 (No. 2:17-cv-01914-RSM)

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C. 1201 Third Avenue, Suite 5150, Seattle, WA 98101 Phone: 206.693.7057 Fax: 206.693.7058

ORDER

THIS MATTER, having been brought on duly and regularly before the undersigned Judge of the above-entitled Court, and the Court deeming itself fully advised in all matters, does hereby, pursuant to the foregoing Stipulation:

ORDER, ADJUDGE AND DECREE that all of Plaintiff's claims against Defendants Frito-Lay, Inc., PepsiCo, Inc., Jeff McConnell, Tony Pleskaczewski, Dwayne Estes, and Rolling Frito-Lay Sales, LP are hereby dismissed with prejudice and without assessment by the Court of costs or attorneys' fees to any party, and the case is hereby closed.

DATED this 29th day of August 2018.

RICARDO S. MARTINEZ

CHIEF UNITED STATES DISTRICT JUDGE